

RESOLUTION NO. 93 19

RESOLUTION AUTHORIZING THE OFFICE OF THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE STATE OF HAWAI'I, BY ITS DIRECTOR OF TRANSPORTATION, FOR THE COOPERATION AND PROVISION OF ASSISTANCE FOR VARIOUS ROAD AND/OR ROAD RELATED PROJECTS ON OR FOR STATE OR COUNTY HIGHWAYS PURSUANT TO HRS 46-7

WHEREAS, the State and County own and/or control various public roads, highways, alleys, streets, ways, lanes, bikeways, bridges, and/or other real property highway-related interests throughout the Island of Hawai'i, and are responsible for the care and maintenance thereof; and

WHEREAS, the County and the State intend to cooperate and assist each other with various road and/or road-related improvement projects on or for such public roads to better meet the public's overall transportation needs throughout the Island of Hawai'i by providing each other with various services, equipment, and/or material for each other's road and/or road-related improvement projects as convenient, necessary, and possible, and may agree to certain sharing of costs, reimbursements, and/or other forms of remuneration depending on the factual circumstances of a particular road and/or road-related improvement project; and

WHEREAS, the County and the State wish to enter this Agreement to memorialize their general agreement and intention to provide one another with various services, equipment, and/or material for each other's road and/or road-related improvement projects as convenient, necessary, and possible, with particular types and terms for assistance for specific projects to be defined and agreed upon in various letters of intent, subject to a limitation of \$2,000,000.00 in total value for assistance provided by either party for a particular project; and

WHEREAS, the State, pursuant to the authority vested in the Director of Transportation under Hawai'i Revised Statutes, Section 264-31, is willing to perform work on or for County Highways; and

WHEREAS, the County upon the request of the Director of Transportation and authorization by the County Council will be authorized to perform maintenance work on State

Highways and/or all roads on which federal aid funds have been expended, pursuant to Hawai'i Revised Statutes, Sections 264-31 and/or 264-44; and

WHEREAS, pursuant to Hawai'i Revised Statutes, Section 46-7, this Council's consent is required to enter into this agreement; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF HAWAI'I, in accordance with Hawai'i Revised Statutes, Section 46-7, that the Mayor of the County of Hawai'i is authorized to execute, on behalf of the County, the agreement and any related documents with the State of Hawai'i, by its Director of Transportation, for the cooperation and provision of assistance for various road and/or road related projects on or for State or County Highways.

BE IT FINALLY RESOLVED that the County Clerk of the County of Hawai'i shall transmit copies of this resolution to the Office of the Mayor, the Finance Department, the Department of Public Works, and the Director for the Department of Transportation for the State of Hawai'i.

Dated at Hilo, Hawai'i, this 10th day of April, 2019.

INTRODUCED BY:



 COUNCIL MEMBER, COUNTY OF HAWAI'I

COUNTY COUNCIL
 County of Hawai'i
 Hilo, Hawai'i

I hereby certify that the foregoing RESOLUTION was by the vote indicated to the right hereof adopted by the COUNCIL of the County of Hawai'i on April 10, 2019.

ATTEST:

 COUNTY CLERK
 CHAIRPERSON & PRESIDING OFFICER

ROLL CALL VOTE

	AYES	NOES	ABS	EX
CHUNG			X	
DAVID	X			
EOFF	X			
KANEALI'I-KLEINFELDER	X			
KIERKIEWICZ	X			
LEE LOY	X			
POINDEXTER	X			
RICHARDS	X			
VILLEGAS	X			
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Reference: G-160/PWMTC -5
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